



# NORTH FORK RANCHERIA OF MONO INDIANS OF CALIFORNIA

## SPECIAL COUNCIL MEETING

### Meeting Minutes

#### I. Call to Order

**Tribal Chairperson Elaine Fink**, called to order the special meeting of the North Fork Rancheria at **9:02 a.m.** on **April 19, 2019** in North Fork, CA.

#### II. Moment of Silent Prayer

A moment of Silent Prayer was observed.

#### III. Roll Call

Tribal Secretary, Katrina Guitierrez conducted a roll call. The following Council members were present: Elaine Fink, Fred Beihn, Katrina Guitierrez, Maryann McGovran and Jacquie Van Huss.

#### Staff present:

Gary Nicholes – CAO

Teri Haggard – CFO

David Falls – TANF Director

Angie Reyes – H.R.

Christina McDonald – EPD Director

#### Guests:

Charlie Orth – California Opera Member

Edna Garabedian – California Opera CEO

#### IV. Approval of Meeting Agenda

*Council Member Van Huss motioned to approve the agenda with the following changes: VI- 1- delete and renumber accordingly; (3) f- tribal heritage presenters; and VIII – (2) signature cards. Secretary Guitierrez seconded. Mc 5/0/0*

#### V. Approval of previous meeting minutes

*Treasurer McGovran motioned to approve the special meeting minutes of March 29, 2019 with corrections. Council Member Van Huss seconded. Mc 5/0/0*

#### VI. New Business

##### *1) David Falls – TANF Director*

##### *1. Resolutions – Automotive Board*

*Secretary Guitierrez motioned to adopt Resolution No. 19-33 A Resolution appointing Fred Beihn to the Advisory Committee of the North Fork Rancheria Automotive Training Program Advisory Committee for the term 04/19/19 until 04/19/2022. Council Member Van Huss seconded. Mc 5/0/0*

*Secretary Guitierrez motioned to adopt Resolution No. 19-34 A Resolution appointing John B. Streach to the Advisory Committee of the North Fork Rancheria Automotive Training Program Advisory Committee for the term 04/19/19 until 04/19/2022 and rescinding Resolution No. 19-24. Council Member Van Huss seconded. Mc 5/0/0*

*Secretary Guitierrez motioned to adopt Resolution No. 19-34 A Resolution appointing Richard Gonzales to the Advisory Committee of the North Fork Rancheria Automotive Training Program Advisory Committee for the term 04/19/19 until 04/19/2022 and rescinding Resolution No. 19-21. Treasurer McGovran seconded. Mc 4/1/0*

2. Chairperson Fink's signature

*Treasurer McGovran motioned to approve the backyard proposal in the amount \$20,740.09 to come out of TANF funds. Vice-Chairperson Beihn seconded. Mc 4/1/0.*

A discussion was held regarding contracting out with the school bus drivers to accommodate more people to attend events and to create a pool of volunteers.

Youth Work Experience –

A discussion was held regarding the flyer that went out via email regarding the workshop for the youth work experience and how it created some confusion with the orientation dates, because the dates were already passed. Mr. Falls reported that there are about 22 kids signed up for the summer youth work experience.

*Treasurer McGovran motioned to approve \$68,500.00 out of TANF funds. Council Member Van Huss seconded. Mc 5/0/0*

3. American Indian Grant discussion

Mr. Falls and Eric Fraley will be attending the informational meeting on April 29-30, 2019 in Sacramento, CA. Mr. Falls will resend the information to Tribal Council.

4. Atascadero TANF Open House

Tribal Council set the date of May 30, 2019.

5. TANF Coalition / CDSS Meeting

Vice-Chairperson Beihn and Treasurer McGovran will attend with Mr. Falls on May 13-14, 2019.

**2) Angie Reyes – Human Resource**

1. Minimum Wage Increase

*Council Member Van Huss motioned to amend the job description for Store Clerk from \$11.00 per hour to \$12.00 per hour. Vice-Chairperson Beihn seconded. Mc 5/0/0*

2. Nim Nobe Manager position

*Council Member Van Huss motioned to approve the amended job description with the salary schedule of \$29,847-\$38,798. Vice-Chairperson Beihn seconded. Mc 5/0/0*

3. TANF Summer Youth Personnel Action Notice (PAN)

Chairperson Fink signed PANS.

Schedule –

Tribal Council and Mrs. Reyes held a discussion about doing reference checks needing to be done and sending letters to those who do not qualify or did not get selected for a position.

*Council Member Van Huss motioned to go into executive session #1 @ 10:01 a.m.*

*Secretary Guitierrez seconded. Mc 5/0/0*

A discussion was held regarding professionalism and communication.

*Treasurer McGovran motioned to come out of executive session #1 @ 10:53 a.m. Council Member Van Huss seconded. Mc 5/0/0*

**3) Christina McDonald – EPD Director**

**a. EPD/GAP Wastewater Plan**

Tribal Council will review before next meeting.

**b. Fresno City College Yokut Coalition**

Ms. McDonald reported that the College is beginning the process of repatriation with North Fork Rancheria having a claim but is waiting on Picayune Rancheria to see if they also make a claim. Furthermore, Bart Topping developed a conservancy on his property in O'Neals and is willing to have the remains be reburied there if needed. Ms. McDonald will get a claim status from the college.

**c. PG&E Kerkhoff Project**

Ms. McDonald gave an update on the cultural resource surveys, botanical and ethnographic surveys. Ms. McDonald also recommends two monitors for the first week and then follow up after. By consensus, Tribal Council agreed to support the recommendation of having two monitors. A helicopter ride is tentatively scheduled for May 2<sup>nd</sup> to oversee the project.

*Council Member Van Huss motioned to go into executive session # 2 to talk about the reason for two monitors @ 12:00 p.m. Treasurer McGovran seconded. Mc 5/0/0*

A discussion was held regarding the monitors.

At this time, Chairperson Fink recused herself and left the room @ 12:23 p.m.

By consensus, Tribal Council declined the request.

*Treasurer McGovran motioned to come out of executive session #2 @ 12:50 p.m. Council Member Van Huss seconded. Mc. 4/0/0*

Chairperson Fink returned @ 12:53 p.m.

**d. Advanced Research Projects Agencies (APRA) Case**

The Next Hearing is on July 8, 2019 regarding the theft of a burial site. A letter has been drafted by Gaylen Lee on behalf of the Tribe. A letter will be sent to the Walker family for a letter as well.

e. Consultation Meetings

Ms. McDonald inquired about meeting potential dates with the U.S. Fish and Wildlife, High Speed Rail, and U.S. Forest Service. A discussion was held regarding red cards and what the qualifications are for.

Tribal Council agreed to either, May 2<sup>nd</sup> or May 16<sup>th</sup>.

f. Tribal Heritage Presenters

Ms. McDonald reported that the presenters for the class on Saturday, wanted to be compensated for their time. If they don't get paid, they stated that they will not do the class. Chairperson Fink stated that there was discussion at the March meeting about this but nothing was set in stone.

*Treasurer McGovran motioned to go into executive session #3 @ 1:15 p.m. Council Member Van Huss seconded. Mc 5/0/0*

*Treasurer McGovran motioned to pay Instructors \$150.00 each this time. Council Member Van Hus seconded. Mc 3/2/0*

*Council Member Van Huss motioned to come out of executive session#3 @ 1:38 p.m. Secretary Guitierrez seconded. Mc 5/0/0*

Lunch Break @ 1:46 p.m.

Tribal Council resumed @ 2:09 p.m.

Personnel -

**4) Vice-Chairman Beihn**

a. Native Preference Procurement Policy

Vice-Chairperson Beihn suggested to amend the policy to NFR Citizen first, NFR related Citizen business, Native owned business, and then non-native.

Council Member Van Huss requested that the policy more concise for the definition of the NFR related Citizen business and to have due diligence be part of the definition as well.

Treasurer McGovran suggested to have Vice-Chairperson Beihn and CAO, Gary Nicholes to get together to amend the procurement policy and bring back to Tribal Council.

b. Economic Development taskforce/committee

Vice-Chairperson Beihn suggested to start a committee/taskforce with Vice-Chairperson Beihn being in charge. By forming this taskforce, it will help the citizens who can start their own business or increase business for those who currently have their own. The taskforce will have the citizens gather pertinent and all information that is needed and once that is completed, it will be presented to Tribal Council. Vice-Chairperson Beihn and CAO, Gary Nicholes will do a letter to send out to tribal citizen for interest.

c. Newsletter/Facebook / Survey Information Citizen Business

A discussion was held regarding having a form in the citizen portal for citizens to upload themselves so they can do the survey about owning a business.

d. Personnel & Procedures

i. Adjustment for reporting procedures

ii. Request procedures

iii. No call / No Show



Chairperson Fink will send an email to H.R. Angie Reyes requesting revising the personnel policy and procedures with outlining the above and revising the whole policy.

**5) Treasurer McGovran**

a. James Ramos Support

By consensus, Tribal Council agreed to support AB 275 a bill that strengthens the communication and collaboration between Native American Tribes and state agencies, including the Native American Heritage Commission, as it relates to repatriation of human remains and cultural items.

*Council Member Van Huss motioned to have Chairperson Fink send the support letter for James Ramos to support bill 275 and to cc to Assembly Member Bigelow. Treasurer McGovran seconded. Mc 5/0/0*

**6) Secretary Guitierrez**

a. Constitution Workshop Meeting date

Tribal Council decided to wait until all citizens are placed on the workgroup.

b. Fee to Trust Meeting update

Secretary Guitierrez gave an update on the meeting held on April 15, 2019 at Chukchansi Gold Resort & Casino. One of the main topics were NEPA for gaming applications and that conference calls are held every Friday regarding these applications, and it was reported that these calls are pretty productive.

c. Monthly Meeting request

Secretary Guitierrez requested to be excused from the April 30<sup>th</sup> monthly meeting due to a personal conflict. Tribal Council agreed and Council Member Van Huss volunteered to take minutes.

d. Resolution No. 19-38 – Enrollment

*Secretary Guitierrez motioned to adopt Resolution No. 19-38 A Resolution authorizing the enrollment of seven new tribal citizens. Council Member Van Huss seconded. Mc 5/0/0*

**VII. Unfinished Business**

**1) CAO – Gary Nicholes**

a. Opera Association Meeting

Ms. Garabedian requested the Tribe's endorsement to produce a Native American Opera "Kill Bear Comes Home".

Council Member Van Huss inquired about the support from the Iroquois Tribe during the first Opera that it was based off of and whether or not the Tribe had supported it. Council Member Van Huss also inquired about the what research was done. CAO, Gary Nicholes will get the information once Ms. Garabedian obtains it.

b. Tribal Court Assessment

*Treasurer McGovran motioned to go into executive session #4 @ 2:59 p.m. Council Member Van Huss seconded. Mc 5/0/0*

*Vice-Chairperson Beihn motioned to come out of executive session #4 @ 3:09 p.m. Council Member Van Huss seconded. Mc 5/0/0*

Mr. Nicholes presented a one-time budget draft in the total amount of \$180,503.00. Council Member Van Huss requested the definitions for the asterisks and what the line items of measures are. Mr. Nicholes will gather the information and bring back to Tribal Council.

**2) Secretary Guitierrez**

a. Resolution No. 19-36 – E. Fink BOC

*Secretary Guitierrez motioned to adopt Resolution No. 19-36 A Resolution appointing Judy E. Fink, a Council Member, to the Board of Commissioners of the North Fork Rancheria Indian Housing Authority. Treasurer McGovran seconded. Mc 4/0/1 with Chairperson Fink abstaining.*

b. Resolution No. 19-37 – J. Van Huss BOC

*Secretary Guitierrez motioned to adopt Resolution No. 19-37 A Resolution appointing Jacquie Van Huss, a Council Member, to the Board of Commissioners of the North Fork Rancheria Indian Housing Authority. Treasurer McGovran seconded. Mc 4/0/1 with Council Member Van Huss abstaining.*

c. Resolution No. 19-40 – Enrollment

*Secretary Guitierrez motioned to adopt Resolution No. 19-39 A Resolution appointing Fred Beihn, a Council Member, as alternate to the Board of Commissioners Indian Housing Authority. Council Member Van Huss seconded. Mc 4/0/1 with Vice-Chairperson Beihn abstaining.*

d. Election Board Resignation

*Secretary Guitierrez motioned to accept the resignation letter of Rosalinda Lewis from the Election Board. Council Member Van Huss seconded. Mc 5/0/0*  
Chairperson Fink will contact Dorothy Dandy and Rena Killian.

**3) Treasurer McGovran**

1. June Gathering

a. Committee

Treasurer McGovran suggested to have other committee members become involved. As of now, there are only two employees on the committee.

b. Date

Treasurer McGovran reported that there was not enough staff to work the date of the 22nd. After discussion the following motion was made:

*Treasurer McGovran motioned to change the date of the gathering to the 29<sup>th</sup> of June. Secretary Guitierrez seconded. Mc 4/1/0.*

c. Location

*Treasurer McGovran motioned to have it at the school. Secretary Guitierrez seconded. Mc 4/1/0*

d. TC Shirts

Chairperson Fink will contact Nichole Gonzales for ordering Tribal Council t-shirts and send an email for each Director to appoint a person to serve on the committee.

*Council Member Van Huss motioned to go into executive session # 5 @ 4:10 p.m. Treasurer McGovran seconded. Mc 5/0/0*

**VIII. Executive Session**

**1) ICWA – Resolution No. 19-41**

This item was tabled due to the need of more information.

**2) Treasurer McGovran**

**a. Crime Policy**

After a discussion was held, the following motions were made:

*Vice-Chairperson Beihn motioned to add Council Member Van Huss to the signature cards. Secretary Guitierrez seconded. Mc 3/1/1 with Council Member Van Huss abstaining.*

*Secretary Guitierrez motioned for Vice-Chairperson Beihn to get a purchase and travel credit card. Treasurer McGovran seconded. Mc 3/0/2 with Vice-Chairperson Beihn and Council Member Van Huss abstaining.*

*Vice-Chairperson Beihn motioned for Council Member Van Huss to get a credit card. Secretary Guitierrez seconded. Mc 3/1/1 with Council Member Van Huss abstaining.*

**3) Council Member Van Huss**

**a. Sick Leave**

This item was discussed with H.R.

**b. Petition Waiver**

A consensus was made to send sign a petition for waiver of dress and grooming compliance to a school in Clovis on behalf of a tribal citizen.

**c. TC protocol**

Continued to next meeting.

**d. Enrollment Compensation**

Treasurer McGovran will get together with CFO Teri Haggard on a budget.

*Secretary Guitierrez motioned to come out of executive session # 5 @ 5:39 p.m. Council Member Van Huss seconded. Mc 5/0/0*

**IX. Mail / Travel**

**1) Luau – Minarets High School – 5/11**

*Council Member Van Huss motioned to do a corporate sponsor in the amount of \$5,000.00 for stadium. Vice-Chairperson Beihn seconded. Mc 5/0/0*

**2) Latinas Unidas – 5/11**

This item was tabled for more information on last year's donation.

**3) WEWIN Conference – 7/28-7/31**

Chairperson Fink, Secretary Guitierrez, Treasurer McGovran, and Council Member Van Huss will be attending.

4) **Booster Golf Tournament – basket donation**

*Council Member Van Huss motioned to donate a basket for up to \$100.00 re-sale value for the Hackers and Slackers Golf Tournament. Vice-Chairperson Beihn seconded. Mc 5/0/0*

5) **STAC – Phoenix – 5/6-5/10** – Treasurer McGovran will attend.

6) **CTTC – Sacramento – 5/13-5/14** – Treasurer McGovran will attend.

7) **Cal Fire - 5/8** – Christina McDonald will attend.

8) **ACF TAC – Washington D.C. – 5/28-5/31** – Treasurer McGovran will attend.

9) **NCAI Mid-Year – Sparks – 6/22-6/28**

By consensus, Chairperson Fink, Secretary Guitierrez, and Treasurer McGovran will attend.

10) **Other**

CCTCA – May 29, 2019. – By consensus, Chairperson Fink and Vice-Chairperson Beihn will attend.

X. **Next Meeting**

April 26, 2019 – 9:00 a.m.

XI. **Adjournment**

*Secretary Guitierrez motioned to adjourn @ 5:58 p.m. Council Member Van Huss seconded. Mc 5/0/0*

Minutes submitted by: **Katrina Guitierrez** – 04/23/19 

## COUNCIL APPROVAL

At a meeting of the Tribal Council of the North Fork Rancheria, call and convened on the **26<sup>th</sup>** day of **April, 2019**, at which a legal quorum was present, these minutes were approved as presented by a vote of 5 For 0 Against 0 Abstaining.

DATED this **29<sup>th</sup>** day of **April, 2019**.

  
Katrina Guitierrez, Tribal Secretary

  
Judy E. Fink, Tribal Chairperson